IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

THURSDAY, THE 7TH JUNE 2007 / 17TH JYAISHTA 1929

WP(C).No. 29834 of 2006(B)

PETITIONER:

M.P.MATHUKUTTY,
SUB ENGINEER, K.S.E.B,
66 KV SUB STATION, ANGAMALY.

BY ADV. SRI.S.RAMESH BABU

RESPONDENTS:
----

1. KERALA STATE ELECTRICITY BOARD,
REP. BY ITS SECRETARY,
VYDYUTHI BHAVANAM, PATTOM, THIRUVANANTHAPURAM.

2. THE CHIEF ENGINEER (HRM),
KERALA STATE ELECTRICITY BOARD,
VYDYUTHI BHAVANAM, PATTOM, THIRUVANANTHAPURAM.

BY ADV. SRI. K.S. ANIL, SC-KSEB.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 07/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 29834/2006 B

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE ORDER DT. 26/10/2006 OF THE R2.

EXT.P2. COPY OF THE REPORT DT. 6/08/2005 OF THE EXECUTIVE ENGINEER, TRANSMISSION DIVISION.

EXT.P3. COPY OF THE REPRESENTATION GIVEN BY THE PETITIONER DT. 8/11/2006.

RESPONDENT'S EXHIBITS

EXT.R1A. COPY OF THE B.O. NO. 526/2001, PSI/531/2001 DT. 3/3/01.

True copy

tga

K.BALAKRISHNAN NAIR, J.

W.P.(C) No.29834 of 2006-B

Dated this the 7th day of June, 2007.

J U D G M E N T

The petitioner, who is a Sub Engineer of the Kerala State Electricity Board, while working at Angamaly has been transferred to Kakkayam in Kozhikode District, by Ext.P1 transfer order. It is an isolated transfer order stated to be passed in public interest. According to the petitioner, the order was passed without any ground or justification.

2. The first respondent has filed a counter affidavit in which it is stated that the petitioner under the influence of alcohol misbehaved towards one of his lady colleagues. The matter was enquired into by the committee constituted for holding enquiries into the allegations of sexual harassment at the work place. Another lady employee has also raised complaint against the petitioner. In the back ground of the above facts, the petitioner has been transferred out. Though, the counter affidavit was filed on 8-1-2007, the petitioner has not so far filed any reply affidavit.

Going by the facts of the case, it is evident that the transfer is ordered in public interest. Therefore, this Court cannot interfere with

the transfer order. Accordingly, the Writ Petition fails, and it is dismissed.

K.BALAKRISHNAN NAIR,
JUDGE.

MS